

ORIGINAL

TEMPORARY

Application No.

81175

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**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office SEP 15 2011

Returned to applicant for correction SEP 21 2011

Corrected application filed \_\_\_\_\_

Map filed \_\_\_\_\_

The applicant Newmont USA Limited

1655 Mountain City Hwy.

of Elko

Street Address or PO Box

City or Town

NV 89801

State and ZIP Code

hereby make(s) application for permission to change the

☒ Point of diversion

☒ Place of use

☒ Manner of use

☒ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

permit 70528

1. The source of water is underground

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 100 AFA

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining and milling and minerals exploration

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for irrigation

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

within SW $\frac{1}{4}$  SW $\frac{1}{4}$ , Section 09, T36 N., R36 E., M.D.M.

A follow-up map with proper survey coordinates will be submitted once the legal land survey is completed.

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

within Lot 3 (NE $\frac{1}{4}$  NW $\frac{1}{4}$ ), Section 6, T.35N., R.37E., MDB&M or at a point from which the N $\frac{1}{4}$  corner of said Section 6 bears N 15°24' E 1360.00 feet.

070-El

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)  
see attached

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)  
196 acres within portions of Section 6, T.35N., R.37E., MDB&M and the S½ of Section 31, T.36N., R.37E., MDB&M.

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

drilled, cased well, with a pump, motor and totalizing meter

12. Estimated cost of works \$75,000

13. Estimated time required to construct works 1 year

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

A pump test will be performed initially to determine the potential future dewatering needs. Upon completion of the pump test, the well will be maintained as a water supply for future exploration, potential dewatering and mining and milling. It is understood that the place of use covers 3 administrative basins. Outside of basin 070 the water will be used for mineral exploration and dust abatement only.

16. Miscellaneous remarks:

The water will be leased from Cyanco on an annual basis.

bryce.vorwaller@newmont.com

E-mail Address

775-778-4318

Phone No.

N/A

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Bryce Vorwaller

Type or print name clearly

Bryce Vorwaller

Signature, applicant or agent

Newmont USA, Limited

Company Name

1655 Mountain City Hwy.

Street Address or PO Box

Elko, NV 89801

City, State, ZIP Code

Section 11, T37 N, R35 E, M.D.M.  
Section 12, T37 N, R35 E, M.D.M.  
Section 13, T37 N, R35 E, M.D.M.  
Section 14, T37 N, R35 E, M.D.M.  
Section 15, T37 N, R35 E, M.D.M.  
Section 22, T37 N, R35 E, M.D.M.  
Section 23, T37 N, R35 E, M.D.M.  
Section 24, T37 N, R35 E, M.D.M.  
Section 25, T37 N, R35 E, M.D.M.  
Section 26, T37 N, R35 E, M.D.M.  
NW¼ Section 36, T37 N, R35 E, M.D.M.  
Section 07, T37 N, R36 E, M.D.M.  
Section 18, T37 N, R36 E, M.D.M.  
Section 19, T37 N, R36 E, M.D.M.  
Section 20, T37 N, R36 E, M.D.M.  
S½ Section 22, T37 N, R36 E, M.D.M.  
Section 27, T37 N, R36 E, M.D.M.  
Section 28, T37 N, R36 E, M.D.M.  
Section 29, T37 N, R36 E, M.D.M.  
Section 30, T37 N, R36 E, M.D.M.  
Section 31, T37 N, R36 E, M.D.M.  
Section 32, T37 N, R36 E, M.D.M.  
Section 33, T37 N, R36 E, M.D.M.  
NW¼ Section 04, T36 N, R36 E, M.D.M.  
Section 05, T36 N, R36 E, M.D.M.  
Section 06, T36 N, R36 E, M.D.M.  
Section 07, T36 N, R36 E, M.D.M.  
Section 08, T36 N, R36 E, M.D.M.  
Section 09, T36 N, R36 E, M.D.M.  
Section 13, T36 N, R36 E, M.D.M.  
Section 17, T36 N, R36 E, M.D.M.  
Section 18, T36 N, R36 E, M.D.M.  
Section 19, T36 N, R36 E, M.D.M.  
Section 20, T36 N, R36 E, M.D.M.  
Section 21, T36 N, R36 E, M.D.M.  
Section 22, T36 N, R36 E, M.D.M.  
Section 23, T36 N, R36 E, M.D.M.  
Section 24, T36 N, R36 E, M.D.M.  
Section 26, T36 N, R36 E, M.D.M.  
Section 27, T36 N, R36 E, M.D.M.  
Section 29, T36 N, R36 E, M.D.M.  
E½ Section 30, T36 N, R36 E, M.D.M.  
Section 12, T36 N, R35 E, M.D.M.  
Section 23, T36 N, R35 E, M.D.M.  
Section 24, T36 N, R35 E, M.D.M.

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END

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